REMARKS

I.   35 U.S.C. § 103

Although the Examiner notes that claims 1-68 are rejected as unpatentable under 35 U.S.C. §103 in light of U.S. Patent No. 5,372,366 to Gohlke, Applicant believes that the section 103 rejection refers to only claims 1-28 and 38-68 as claims 29-37 have been allowed. Applicant has canceled claims 38-68 leaving claims 1-37 pending with claims 29-37 allowed. Applicant respectfully disputes the Examiner's section 103 rejection for the reasons set forth below.

Claims 29-37 have been allowed based on an Examiner's Statement of Reasons for Allowance set forth in the Final Office Action. Applicant has amended independent claims 1, 9 and 19 in a manner consistent with allowed independent claims 29, 32 and 35. More particularly, claims 1, 9 and 19 have been amended to recite generally "if said determined value is not within the set of over numbers or set of under numbers, dealing the player an additional card then resolving the over/under player wager by determining whether the new value of the cards is in the set of over numbers or in the set of under numbers." In his Statement of Reasons for Allowance the Examiner admits that the act of dealing another card when the original value is not within a set of under or over numbers is not shown by the prior art. Consequently, independent claims 1, 9 and 19 are allowable along with their dependents.

II.   Allowable Subject Matter

As indicated above, claims 29-37 are allowed.

III.   Conclusion

It is respectfully submitted that the application is now in condition for allowance and, accordingly, reconsideration and allowance are respectfully requested. Should any questions remain regarding the allowability of the application, the Examiner is invited to contact the undersigned at the telephone number indicated below.

Greenberg Traurig
3773 Howard Hughes Pkwy.
Suite 500 North
Las Vegas, Nevada 89169
Telephone : 702-792-3773
Facsimile : 702 792-9002

Respectfully submitted,

By: /Rob L. Phillips, Reg. # 40,305/
      Rob L. Phillips
      Date: September 4, 2007